

RCE/1634

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.
See the American Inventors Protection Act of 1999 (AIPA).

Application Number	09/297,668
Filing Date	May 6, 1999
First Named Inventor	Jonathan GERSHON
Group Art Unit	1634
Examiner Name	BETTY J. FORMAN
Attorney Docket Number	GERSHONI=5

MAR 17 2003

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000) 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

TECH CENTER 1600/2900

MAR 20 2003

RECEIVED

1. Submission required under 37 C.F.R. § 1.114

- a. ☒ Previously submitted
- i. ☒ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on February 19, 2003
(Any unentered amendment(s) referred to above will be entered)
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- iii. ☐ Other _____
- b. ☐ Enclosed
- i. ☐ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other _____

Adjustment date: 10/15/2003 EEKUBAY1
03/18/2003 MDAMTE1 00000111 09297668
02 FC:2253 -410.00 OP

10/15/2003 EEKUBAY1 00000018 09297668

01 FC:2252 150.00 OP

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required).
- b. ☐ Other _____

3. Fees

The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when RCE is filed.

- a. ☒ For:
- i. ☒ RCE fee required under 37 C.F.R. § 1.17(e) \$375.00
- ii. ☒ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17) \$410.00 (☒ \$55.00 already paid for 1 months extension of time on Feb. 19, 2003)
- iii. ☐ Other _____
- b. ☒ Payment by:
- i. ☐ Check in the amount of \$ _____ enclosed (Check No. _____)
- ii. ☒ Credit card (Form PTO-2038 enclosed) authorized in the amount of \$ 785.00
- iii. ☐ Charge \$ _____ to Deposit Account No. 02-4035
- c. ☒ Provisional extension of time if needed. Applicants authorize any charge of additional fees (except issue fee) which may be required in connection with this application to Deposit Account No. 02-4035. XXXXXXXXXXXX1004
- d. ☒ The director is hereby authorized to charge any underpayment of fees, or credit any overpayments, to Deposit Account No. 02-4035

Refund Ref:
10/15/2003 0030013244

Credit Card Refund Total: \$260.00

SIGNATURE OF APPLICANT, ATTORNEY, AGENT REQUIRED

Name (Print/Type)	Reginald L. Browdy	Registration No. (Attorney/Agent)	25,618
Signature		Date	March 17, 2003

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on:

Name (Print/Type)	Registration No. (Attorney/Agent)
Signature	Date

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Assistant Commissioner for Patents, Box RCE, Washington, DC 20231.



REF
Room 302

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Atty. Docket: GERSHONI 5

In re Application of:)	Conf. No.: 1117
)	
Jonathan GERSHONI et al.)	Art Unit: 1634
)	
Appln. No.: 09/297,668)	Examiner: B. Forman
)	
Filed: May 6, 1999)	Washington, D.C.
)	
For: DETERMINATION AND CONTROL)	October 6, 2003
OF BIMOLECULAR INTER-)	
ACTIONS)	

REQUEST FOR REFUND

Honorable Commissioner for Patents
U.S. Patent and Trademark Office
2011 South Clark Place
Customer Window, **Mail Stop 16 (Refunds)**
Crystal Plaza Two, Lobby, Room 1B03
Arlington, VA 22202

Sir:

On October 16, 2002, an official action was mailed in connection with the above-identified application. On February 19, 2003, an amendment was filed and a one-month extension of time was paid. The PTO was closed on Monday, February 17, 2003, for the President's Day holiday and on February 18, 2003, because of weather. On March 17, 2003 (Monday), a Request for Continued Examination was filed. A three-month extension of time fee for a small entity (less the \$55.00 paid on February 19, 2003) was inadvertently paid. Only a two-month extension of time was needed. Accordingly, the amount that should have been paid was \$150.00 (\$205 - \$55.00). The amount that was actually paid was \$410.00 (\$465.00 - \$55.00). It is requested that a refund of \$260.00 be issued. A copy of the RCE as filed is attached hereto, along with a copy of the postcard receipt showing that it was filed on Monday, March 17, 2003.

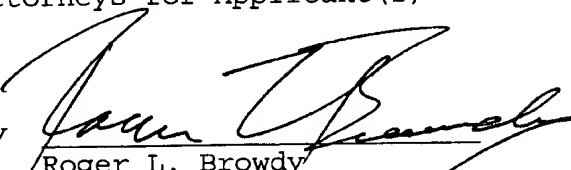
In re of Appln. No. 09/297,668

The undersigned hereby requests that the refund due in the amount of \$260.00 be credited to the same credit account to which the original payment was charged. Attached hereto is a PTO form 2038 for this purpose.

Respectfully submitted,

BROWDY AND NEIMARK, P.L.L.C.
Attorneys for Applicant(s)

By


Roger L. Browdy

Registration No. 25,618

RLB:rd

Telephone No.: (202) 628-5197

Facsimile No.: (202) 737-3528

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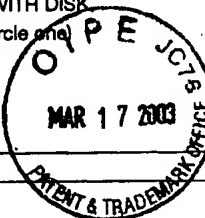
APPLICATION/PATENT NO: 09/297,668
DOCKET NO: GERSHONI-5

CONF. NO.: 1634
CLIENT CODE: Jonathan GERSHONI-5

THE PATENT AND TRADEMARK OFFICE STAMP
HEREON ACKNOWLEDGES RECEIPT OF THE
FOLLOWING PAPERS:

- ☒ FEES \$ 785.
☒ PTO FORM 2038 ☐ (CH. # _____)
☒ EXTENSION OF TIME (3 MONTHS)
☐ TRANSMITTAL LETTER
☐ MISSING PARTS RESPONSE WITH DECL
☐ AMENDMENT/RESPONSE (circle one)
☐ PRELIMINARY ☐ SUPPLEMENTAL
☐ APPLICATION DATA SHEET
☐ RESTRICTION/ELECTION REPLY
☐ SEQUENCE LISTING ☐ WITH DISK
☒ RCE CPA TRANSMITTAL (circle one)
☐ NOTICE OF APPEAL
☐ APPEAL BRIEF (TRIPLICATE)
☐ REPLY BRIEF (TRIPLICATE)
☐ OTHER _____

- ☐ ASSIGNMENT
☐ INFORMATION DISCLOSURE STATEMENT
☐ FORM SB08A & _____ PATENTS/PUBS
☐ PRIORITY DOCUMENT(S) NO. _____
☐ DECLARATION UNDER § _____
☐ LETTER TO DRAFTSMAN
☐ _____ SHEETS OF DRAWINGS
☐ ISSUE FEE TRANSMITTAL FORM
☐ MAINTENANCE FEE LETTER



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